

**UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*

Debtors.¹

PROMESA

Title III

RE: ECF No. 744

Case No. 17 BK 3283-LTS

(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO ELECTRIC POWER AUTHORITY,

Debtor.

PROMESA

Title III

Case No. 17 BK 4780-LTS

**This motion relates to PREPA
and shall be filed in Lead Case
No. 17 BK 3283-LTS and Case
No. 17 BK 4780-LTS.**

**INFORMATIVE MOTION REGARDING AMENDMENT TO NOTICE PARTIES OF
SUPERPRIORITY POST-PETITION REVOLVING CREDIT LOAN AGREEMENT**

The Puerto Rico Fiscal Agency and Financial Authority (“AAFAF”), as the entity authorized to act on behalf of the Puerto Rico Electric Power Authority (“PREPA”) under the *Enabling Act of the Fiscal Agency and Financial Advisory Authority*, Act 2-2017, respectfully

¹ The Debtors in these Title III cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747). (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

submits this informative motion regarding an update to the notice parties detailed in the Superpriority Post-Petition Revolving Credit Loan Agreement (the “Credit Agreement”) between the Commonwealth of Puerto Rico and PREPA.

1. On February 19, 2018, the Court entered the *Order (A) Authorizing Debtor Puerto Rico Electric Power Authority to Obtain Postpetition Financing, (B) Providing Superpriority Administrative Expense Claims, and (C) Granting Related Relief* [ECF No. 744] (the “Order”), authorizing PREPA to execute, perform, and incur the obligations arising under a loan facility in the amount of \$300 million subject to terms of the Order and the Credit Agreement.

2. Under the Order, “[a]ny written amendment, consent, waiver, or modification to the Credit Agreement shall be publicly filed with the Court through an informative motion.” Order at ¶ 15.

3. The “Notice Addresses” detailed in Article 10 of the Credit Agreement are hereby updated to (i) remove Raul Maldonado Gautier as the notice party for the Puerto Rico Department of the Treasury and substitute Teresita Fuentes, and (ii) remove Nancy A. Mitchell and Maria J. DiConza as the notice parties for Greenberg Traurig LLP and substitute David D. Cleary.

4. The Notice Addresses are now as follows:

If to the Lender:

Puerto Rico Department of the Treasury
P.O. Box 9024140
San Juan, PR 00902-4140
Attn: Teresita Fuentes, CPA,
Secretary of the Treasury
Email: Teresita.Fuentes@hacienda.pr.gov
Rodriguez.Omar@hacienda.pr.gov
Francisco.Pena@hacienda.pr.gov
Claudia.Perez@hacienda.pr.gov

With a copy to (which copy shall not constitute notice):

O’Melveny & Myers LLP
Times Square Tower
7 Times Square
New York, NY 10036

Attn: Suzzanne Uhland
Email: suhland@omm.com

If to the Borrower:

Puerto Rico Electric Power Authority
1110 Ponce de Leon Avenue
San Juan, PR 00907
Attn: Nelson Morales Rivera and Astrid I.
Rodríguez Cruz
Email: nelson.morales@prepa.com and
astrid.rodriguez@prepa.com

With copies to (which copies shall not constitute notice):

Greenberg Traurig LLP
77 West Wacker Dr., Suite 3100
Chicago, IL 60601
Attn: David D. Cleary
Email: clearyd@gtlaw.com

Filsinger Energy Partners, Inc.
290 Fillmore Street, Ste. 4
Denver, CO 80206
Attn: Todd W. Filsinger and Gary Gemeroth
Email: todd@filsingerenergy.com and
garyg@filsingerenergy.com

If to the Oversight Board:

The Financial Oversight and Management Board
for Puerto Rico
c/o Proskauer Rose LLP
11 Times Square
New York, NY 10036-8299
Attn: Paul V. Possinger, Ehud Barak & Aaron
Bielenberg
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Email: ppossinger@proskauer.com;
ebarak@proskauer.com;
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Dated: October 31, 2018
San Juan, Puerto Rico

Respectfully submitted,

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